

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

IN RE:

Case No. 09-58047

WANDA Y. LEVERETTE,

Chapter 13

Debtor.

Judge Thomas J. Tucker

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ORDER DENYING MOTION FOR RECONSIDERATION

This case comes before the Court on Debtor's *second* "Motion to Reconsider," filed on September 4, 2009 (Docket # 45, the "Motion"), which this Court construes as a second motion for reconsideration of, and for relief from, the August 26, 2009 Order dismissing this case with a 180-day bar to refiling (Docket # 38)(the Court having denied Debtor's first such motion), and

The Court having reviewed and considered the Motion, and

The Court finds the Motion fails to demonstrate a palpable defect by which the Court and the parties have been misled, and that a different disposition of the case must result from a correction thereof. *See* Local Rule 9024-1(a)(3).

The Court finds that the allegations in the Motion do not establish excusable neglect under Fed.R.Civ.P. 60(b)(1), FedR.Bankr.P. 9024, or any other valid ground for relief from the order dismissing this case.

In addition, the Court notes that the Debtor stipulated, in writing through her attorney Tadd Klimmek, to the dismissal of this case with a 180-day bar to refiling, in the stipulation filed August 26, 2009 (Docket # 37). As with Debtor's first motion for reconsideration, this second motion for reconsideration does not allege any facts or valid legal basis that would permit or require the Court to grant relief from an order that she stipulated to.

NOW, THEREFORE,

IT IS ORDERED that the Motion should be, and is, DENIED.

Signed on September 10, 2009

/s/ Thomas J. Tucker
Thomas J. Tucker
United States Bankruptcy Judge